THE HON'BLE SRI JUSTICE C.V. RAMULU

Wednesday, 11th October, 2006

W.P.No.17034 of 2004

Between:

Smt. Y. Swarnalatha … Petitioner

and

The Revenue Divisional Officer,
Tirupati, Chittoor District & another … Respondents

THE HON'BLE SRI JUSTICE C.V. RAMULU

W.P.No.17034 of 2004

ORAL ORDER:

Heard both sides.

It appears that the petitioner is a fair price shop dealer of Suramala village, KVB Puram Mandal, Chittoor District. When essential commodities were not being supplied to her, she filed the present Writ Petition alleging that though her authorization is subsisting and the same is neither suspended nor cancelled, the respondents are refusing to supply the essential commodities.

While ordering notice before admission in the Writ Petition, this Court granted an interim direction on 22-9-2004 to release the essential commodities to the petitioner on payment of usual charges, if she is holding a valid authorization and the same was subsisting as on that date. Learned counsel for the petitioner asserted that the authorization of the petitioner is neither cancelled nor suspended even as of now. Whereas, learned Government Pleader, on instructions, submits that the authorization of the petitioner has been cancelled, after conducting a detailed enquiry into the matter, on 25-8-2004 itself by the 1st respondent i.e., even before the interim order could be passed by this Court. Learned counsel for the petitioner states that no such orders have been communicated to the petitioner so far.

Be that as it may, in view of the fact that the authorization of the petitioner has already been cancelled on 25-8-2004, nothing survives

for adjudication in the Writ Petition.

Accordingly, the Writ Petition is dismissed as having become infructuous. No order as to costs.

However, the 1st respondent is directed to furnish a copy of the order of cancellation dated 25-8-2004 to the petitioner by Registered Post with Acknowledgment Due, within a period of two weeks from the date of receipt of a copy of this order.

11-10-2006

prk